

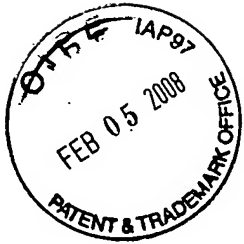
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PDSI/jsl

"PATENT"

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Patent of

ROBERT EDWARD LEE

U.S. Plant Patent No. PP15,862 P2

Issued: July 12, 2005

AZALEA PLANT NAMED 'ROBLED'

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Alexandria, Virginia
February 5, 2008

PETITION UNDER 37 CFR § 1.324
TO CORRECT INVENTORSHIP

Dear Sir:

Under the provisions of 37 CFR § 1.324, assignees Plant Development Services, Inc. and Robert Edward Lee hereby request correction of the inventorship in the captioned Patent by deleting the currently named inventor Robert Edward Lee and adding as inventor Flint Jerome Johnson.

The assignees petition to delete Robert Edward Lee as inventor and add as inventor Flint Jerome Johnson in the captioned Patent. It has been determined that Flint Jerome Johnson is the inventor as to the claimed subject matter and not Robert Edward Lee because Flint Jerome Johnson was the person who discovered the new and distinct sport variety

THIS CASE ORIGINALLY FILED IN

UNITED STATES PATENT AND TRADEMARK OFFICE

FILED

plant claimed in the captioned Patent and recognized the unique characteristics thereof. The error in the inventorship occurred without deceptive intent by the currently named inventor Robert Edward Lee and inventor Flint Jerome Johnson. Attached hereto is a "Statement Of Flint Jerome Johnson," the inventor to be added, to this effect. Also attached hereto is a "Statement Of Robert Edward Lee," the inventor to be deleted, that he agrees with the change in inventorship.

The captioned Patent was originally partially assigned by Robert Edward Lee (50%) to Plant Development Services, Inc. See Reel 015095, Frame 0134. The captioned Patent is concurrently being assigned by Flint Jerome Johnson to Plant Development Services, Inc. (50%) and Robert Edward Lee (50%). Attached hereto are (1) a "Statement Under 37 CFR § 3.73(b)" establishing ownership of the assignees, Plant Development Services, Inc. and Robert Edward Lee, and (2) a "Statement Of Assignees" agreeing to the change of inventorship in the captioned Patent.

Also attached hereto is a Power of Attorney by the assignees with PTO Form 123.

In accordance with the provisions of 37 CFR § 1.20(b), the assignees are submitting the petition fee of \$130.00. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any

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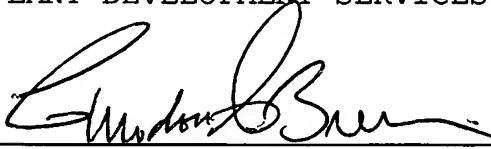
overpayment, to Deposit Account No. 02-3690.

Grant of the Petition is respectfully requested.

Respectfully submitted,

ROBERT EDWARD LEE and
PLANT DEVELOPMENT SERVICES, INC.

By



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Registration No. 32,103
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Alexandria, Virginia 22320-0160

Telephone: (703) 684-6885

- Attachments - Statement Of Flint Jerome Johnson (Inventor To Be Added)
- Statement Of Robert Edward Lee (Currently Named Inventor)
 - Statement Of Assignees (2)
 - Statement Under 37 CFR § 3.73(b) w/Assignment (2)
 - Power of Attorney w/ PTO Form 123 (2)
 - \$130 Petition Fee (Check)